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AMENDMENT UNDER 37 C.F.R. § 1.116  
EXPEDITED PROCEDURE  
GROUP 1642  
**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q57226

Tohru TANAKA, et al.

Appln. No.: 09/445,963

Group Art Unit: 1642

Confirmation No.: 1604

Examiner: N. Davis

Filed: December 16, 1999

For: AGENT FOR DIAGNOSING AND TREATING MALIGNANT TUMORS

**THIRD SUPPLEMENTAL AMENDMENT UNDER 37 C.F.R. § 1.116**

ATTN: BOX AF  
Commissioner for Patents  
Washington, D.C. 20231

Sir:

Please amend the above application as follows:

**IN THE CLAIMS:**

Please cancel claims 5, 6, 7, 8 and 9 without prejudice or disclaimer.

**Please enter the following amended claims:**

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Claim 10 (twice amended). A method for detecting and treating malignant tumors,  
which method comprises;  
administering a tumor detecting effective amount, to a host in need of detection of a  
malignant tumor, of 5-aminolevulinic acid or a derivative thereof in which at least one carbon  
atom of said 5-aminolevulinic acid is a carbon isotope and/or a nitrogen atom in its amino group

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